

FACSIMILE TRANSMISSION**RECEIVED
CENTRAL FAX CENTER**

JUN 14. 2005

Name: David Parsley, Art Unit 3643

MAIL STOP RCE

Fax: 9, 571-273-8300

RE: 10/803,121

Date: June 14, 2005

Pages: 2, Including cover sheet

The following is being submitted to the United States Patent and Trademark Office by Facsimile. Entry is respectfully requested.

[X] REQUEST FOR CONTINUED EXAMINATION**[X] Certificate of Facsimile****CERTIFICATE OF FILING VIA FACSIMILE**

The undersigned hereby certifies that the attached **REQUEST FOR CONTINUED EXAMINATION**, was this day, June 14, 2005, filed in the United States Patent and Trademark Office via facsimile to facsimile number 571-273-8300. Total pages: 2



Gail E. Poulos

IMPORTANT/ CONFIDENTIAL: This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the Office of Technology Transfer, USDA-Agricultural Research Service which may be privileged, confidential, or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed below.

From the desk of...
Gail E. Poulos
USDA-ARS-Office of Technology Transfer
5601 Sunnyside Avenue, Rm. 4-1184
Beltsville, Maryland 20705-5131
301-504-5302 (voice)
301-504-5060 (facsimile)
Gail.Poulos@nps.ars.usda.gov

Doc Code:

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/803,121
Filing Date	03/17/2004
First Named Inventor	Morton Beroza
Art Unit	3643
Examiner Name	David J. Parsley
Attorney Docket Number	0082.04

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other _____
 - ☐ Enclosed
 - ☐ Amendment/Reply
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☐ Other _____
- Miscellaneous**
 - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 - ☐ Other _____
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-2134. I have enclosed a duplicate copy of this sheet.
 - ☒ RCE fee required under 37 CFR 1.17(e)
 - ☒ Extension of time fee (37 CFR 1.136 and 1.17)
 - ☐ Other _____
 - ☐ Check in the amount of \$ _____ enclosed
 - ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Gail E. Poulos</i>	Date	June 14, 2005
Name (Print / Type)	Gail E. Poulos	Registration No.	36,327

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Gail E. Poulos</i>	Date	June 14, 2005
Name (Print / Type)	Gail E. Poulos		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.